

## CHAPTER 164

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**EDUCATION - PUBLIC SCHOOLS**

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## SENATE BILL 19-094

BY SENATOR(S) Lundeen and Todd, Gardner, Hill, Sonnenberg, Zenzinger, Bridges, Court, Ginal, Rankin, Story, Woodward; also REPRESENTATIVE(S) Garnett, Buckner, Arndt, Bird, Buentello, Cutter, Duran, Exum, Galindo, Gonzales-Gutierrez, Hooton, Jackson, Kennedy, Lontine, McCluskie, McLachlan, Michaelson Jenet, Sirota, Snyder, Titone, Valdez D., Becker.

**AN ACT****CONCERNING THE LEGISLATIVE INTERIM COMMITTEE ON SCHOOL FINANCE.**

*Be it enacted by the General Assembly of the State of Colorado:*

**SECTION 1.** In Colorado Revised Statutes, 2-2-1901, **amend** (1), (2), (3), (4), and (6) as follows:

**2-2-1901. Legislative interim committee on school finance - creation.**

(1) (a) Notwithstanding the provisions of section 2-3-303.3, there is hereby created the legislative interim committee on school finance, referred to in this part 19 as the "interim committee", to study the issues described in section 2-2-1902 and create a new school finance funding formula. EXCEPT AS PROVIDED IN SUBSECTION (1)(b) OF THIS SECTION, the interim committee will meet during the 2017, ~~and~~ 2018, AND 2019 legislative interims. The interim committee consists of:

~~(a)~~ (I) Five members of the senate, three of whom the president of the senate shall appoint and two of whom the minority leader of the senate shall appoint; and

~~(b)~~ (II) Five members of the house of representatives, three of whom the speaker of the house of representatives shall appoint and two of whom the minority leader of the house of representatives shall appoint.

(b) FOR THE 2019 LEGISLATIVE INTERIM, OF THE FIVE MEMBERS FROM THE HOUSE OF REPRESENTATIVES, TWO MEMBERS SHALL BE FROM THE MAJORITY PARTY, AND THREE MEMBERS SHALL BE FROM THE MINORITY PARTY. THE LEADERSHIP OF THE RESPECTIVE PARTIES AND CHAMBERS SHALL APPOINT THE 2019 LEGISLATIVE INTERIM COMMITTEE MEMBERS.

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*Capital letters or bold & italic numbers indicate new material added to existing law; dashes through words or numbers indicate deletions from existing law and such material is not part of the act.*

(2) (a) The appointing authorities shall appoint the members of the interim committee as soon as possible after June 2, 2017, but no later than July 1, 2017. FOR THE 2019 LEGISLATIVE INTERIM, THE APPOINTING AUTHORITIES SHALL APPOINT THE MEMBERS OF THE INTERIM COMMITTEE NO LATER THAN JUNE 14, 2019. The appointing authorities shall, to the extent practicable, ensure that the members of the interim committee represent school districts in all areas of the state, including urban, suburban, and rural school districts, school districts of varying wealth in property tax and other local revenues, and school districts with varying student demographics. If a vacancy arises on the interim committee, the appropriate appointing authority shall appoint an appropriate person to fill the vacancy as soon as possible.

(b) The speaker of the house of representatives shall appoint the chair of the interim committee for the first ~~interim~~ AND THIRD INTERIMS and the vice-chair of the interim committee for the second interim. The president of the senate shall appoint the vice-chair of the interim committee for the first interim and the chair of the interim committee for the second interim. FOR THE THIRD INTERIM, THE MEMBERS OF THE INTERIM COMMITTEE SHALL ELECT THE VICE-CHAIR OF THE INTERIM COMMITTEE.

(3) The chair of the interim committee shall schedule the first meeting of the interim committee DURING THE 2017 LEGISLATIVE INTERIM to be held no later than August 1, 2017, AND THE FIRST MEETING OF THE INTERIM COMMITTEE DURING THE 2019 INTERIM TO BE HELD NO LATER THAN JULY 1, 2019. The interim committee may meet up to five times during each interim.

(4) The chair and vice-chair of the interim committee may appoint subcommittees as necessary. ~~to provide technical assistance to the interim committee. A subcommittee may include members of the interim committee and persons with technical expertise in school finance. Members of a subcommittee serve without compensation and without reimbursement for expenses.~~

(6) The interim committee may introduce up to a total of five bills, joint resolutions, and concurrent resolutions in each of the 2018, ~~and 2019~~, AND 2020 legislative sessions. Bills that the interim committee introduces are exempt from the five-bill limitation specified in rule 24 (b)(1)(A) of the joint rules of the senate and the house of representatives. Joint resolutions and concurrent resolutions that the interim committee introduces are exempt from the limitations set out in rule 26 (g) of the rules of the house of representatives and rule 30 (f) of the rules of the senate. The interim committee is exempt from the requirement specified in rule 24 (b)(1)(D) and rule 24A (d)(8) of the joint rules of the senate and the house of representatives and in section 2-3-303 (1)(f), to report bills or other measures to the legislative council.

**SECTION 2.** In Colorado Revised Statutes, 2-2-1902, **amend** (1) introductory portion, (2), and (3) as follows:

**2-2-1902. School finance study - issues - hiring consultant.** (1) OVER THE COURSE OF THE THREE LEGISLATIVE INTERIMS, the interim committee shall, at a minimum, study the following issues:

(2) THE INTERIM COMMITTEE SHALL DETERMINE THE TIMING AND ORDER IN WHICH ISSUES DESCRIBED IN SUBSECTION (1) OF THIS SECTION ARE STUDIED. NOTWITHSTANDING THE PROVISIONS OF SUBSECTION (1) OF THIS SECTION TO THE CONTRARY, THE INTERIM COMMITTEE NEED NOT STUDY OR CONSIDER AN ISSUE DESCRIBED IN SUBSECTION (1) OF THIS SECTION AFTER CONSIDERING INTERIM COMMITTEE TIME RESTRAINTS, POLICY DECISIONS, OR AVAILABLE APPROPRIATIONS. Based on the study of issues described in subsection (1) of this section, the interim committee shall make legislative recommendations to the general assembly addressing how to most accurately meet the educational needs of individual students through the funding of education in Colorado.

(3) Subject to available appropriations, the interim committee ~~shall issue a request for proposals~~ MAY ENTER INTO A CONTRACT OR CONTRACTS for a private entity OR ENTITIES to assist in gathering information and analyzing the issues specified in subsection (1) of this section ~~The interim committee shall enter into a contract with the private entity by September 1, 2017. The interim committee shall not contract with a private entity that has ever previously contracted with the state of Colorado, or an agency or political subdivision thereof, for a study or analysis of school finance in Colorado~~ OR TO FACILITATE THE WORK OF THE INTERIM COMMITTEE.

**SECTION 3.** In Colorado Revised Statutes, **amend** 2-2-1903 as follows:

**2-2-1903. Repeal of part.** This part 19 is repealed, effective July 1, ~~2019~~ 2020.

**SECTION 4.** In Colorado Revised Statutes, 22-54-114, **amend** (4)(d) as follows:

**22-54-114. State public school fund - repeal.** (4) (d) For the 2017-18, ~~and~~ 2018-19, AND 2019-20 budget years, the general assembly may appropriate money from the state public school fund to the legislative department for the costs incurred by the legislative interim committee on school finance as provided in part 19 of article 2 of title 2.

**SECTION 5.** In Session Laws of Colorado 2018, section 1 of chapter 410, (HB 18-1293), **add** (1.5) as follows:

Section 1. **Appropriation.** (1.5) (a) ANY MONEY FROM CASH FUNDS RECEIVED PURSUANT TO SECTION 22-54-114 (4)(d), C.R.S., APPROPRIATED IN SUBSECTION (1)(d)(I) OF THIS SECTION, NOT EXPENDED PRIOR TO JULY 1, 2019, IS FURTHER APPROPRIATED TO LEGISLATIVE COUNCIL FOR THE 2019-20 STATE FISCAL YEAR.

(b) ANY MONEY FROM CASH FUNDS RECEIVED PURSUANT TO SECTION 22-54-114 (4)(d), C.R.S., APPROPRIATED IN SUBSECTION (1)(e)(I) OF THIS SECTION, NOT EXPENDED PRIOR TO JULY 1, 2019, IS FURTHER APPROPRIATED TO LEGISLATIVE COUNCIL FOR THE 2019-20 STATE FISCAL YEAR.

**SECTION 6. Safety clause.** The general assembly hereby finds, determines, and declares that this act is necessary for the immediate preservation of the public peace, health, and safety.

Approved: May 13, 2019